

III. REMARKS

Status of the Claims

Claims 1-4, 11, and 14-17 are amended, and claim 7 is canceled. Claims 1-4, 11 and 14-17 are presented for further consideration. Due to a typographical error claim 15 was indicated as canceled in the first paragraph of the remarks contained in the previous office action. This was not applicant's intention, as indicated in the claim amendments and in the remarks, in the paragraph beginning on page 6 and continuing on page 7 of the response. Claim 15 is amended to be dependent on claim 1.

These amendments are submitted to place the claims in condition for allowance or in the alternative to place the claims in better condition for appeal. Accordingly the Examiner is respectfully requested to exercise discretion and enter these amendments after final rejection.

Summary of the Office Action

Claims 1-4, and 16 and 17 stand rejected under 35USC103(a) on the basis of the cited reference England, U.S. Patent No. 6,483,445 in view of the newly cited reference Kumar et al, U.S. Patent No. 5,548,478. Claim 11 stands rejected under 35USC103(a) on the basis of the cited reference England in view of Kumar and further in view of the newly cited reference Gambaro, U.S. Patent No. 5,332,332. Claim 14 stands rejected under 35USC103(a) on the basis of the cited reference England in view of the cited reference Lichtenberg, U.S. Patent No. 5,336,001. The status of claim 15 is unclear, as the arguments previously stated are still pending. The Examiner is respectfully requested to reconsider his rejection in view of the following remarks.

The Invention

The invention is now defined in amended claim 1 in terms of a combined personal digital assistant and mobile telephone. This clarifies the use and structure of the device. The arrangement of the display screen facilitates the use of the device in each of its modes of operation, namely as a PDA or mobile telephone or combinations thereof. None of the cited references either alone or in combination disclose a PDA/Cellphone having the features described in the claims as amended.

Discussion of the Cited References

The Examiner still relies primarily on the reference England in support of his rejections. However, it is now agreed that the reference England fails to disclose a sliding display panel which maybe reversed so that the display faces the keyboard. The system of England is described in the abstract as follows:

"The display has a first position in which the display hides the keyboard, and the display has a second position in which the keyboard is exposed to allow entry of data via the keyboard."

This indicates that there is only one function, namely as a PDA, with two modes of operation as a PDA, namely, a read mode and a data input mode. There is no indications that the positioning of the display facilitates use of the device as a combined PDA and cellular phone according to the subject invention. There is no indication that a mobile telephone keypad forms part of the device of England. A casual reference to a two-way pager or a cellular telephone application does not provide such a teaching. It is indicated at column 3, lines 25-26, that input is by use of the keyboard.

In order to remedy the deficiencies of England, the Examiner has cited the teaching of the reference Kumar, et al. The device described in Kumar is a laptop computer having a touch input panel display screen. To allow more convenient use of the touch input panel, it may be reversed and positioned over the keyboard. The features of Kumar teach the use of a touch sensitive screen in two positions, there is no indication of how this could be combined with a PDA and there is no indication of how such a device would be used to facilitate the use of a combination PDA and cellphone. Like England, Kumar has only one function. There is no teaching of a keypad for a mobile telephone.

Applicant repeats the arguments with respect to claim 15 submitted in the prior response. The Examiner appears to have misunderstood the disclosure of this application with respect to the viewing of the display from the bottom of the device. As described in claim 15, a window is constructed in the body and extends through to the bottom surface of the body to enable at least a portion of the display to be viewed from the bottom, when the panel is reversed. There is no second display mentioned in the application, the only display that can be viewed through the window 15 is display 2 which faces the recessed surface when the panel is reversed. The reference in the application indicates that the display 6 on screen 2 may be viewable through bottom window 15 to enable the viewing of caller i.d. or "other display content". Such display content is only available on display 6 of screen 2. There is no second display.

Applicant submits that in view of the amendments to the claims, and the above described deficiencies of the cited references, the rejection based on obviousness is not supported by the cited art.

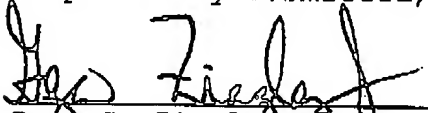
The teaching of Kumar does not remedy the deficiencies of England.

These arguments apply equally to the dependent claims.

In view of the remarks stated above, Applicant submits that all of the claims under consideration contain patentable subject matter and favorable action by the Examiner is respectfully requested. Should any unresolved issues remain, the Examiner is invited to call Applicants' attorney at the telephone number indicated below.

The Commissioner is hereby authorized to charge payment for any fees associated with this communication or credit any over payment to Deposit Account No. 16-1350.

Respectfully submitted,


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